

# SENATE BILL No. 167

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-2-13-5.5.

**Synopsis:** Sex offender registry. Requires the sheriff's sex offender web site to permit a user to locate all sex offenders residing in a specific ZIP code or within a certain distance from an address specified by the user.

**Effective:** July 1, 2006.

**Miller**

January 9, 2006, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

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## SENATE BILL No. 167

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 36-2-13-5.5 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 5.5. (a) The sheriffs  
3 shall jointly establish and maintain a sex offender web site, known as  
4 the Indiana sheriffs' sex offender registry, to inform the general public  
5 about the identity, location, and appearance of every sex offender  
6 residing within Indiana. The web site must provide information  
7 regarding each sex offender, organized by county of residence. **In**  
8 **addition, the web site must permit a user accessing the web site to**  
9 **obtain information concerning every sex offender who resides:**  
10 **(1) in a specific ZIP code; or**  
11 **(2) within a certain distance from an address specified by the**  
12 **user.**  
13 The web site shall be updated at least every seven (7) days.  
14 (b) The sex offender web site must include the following  
15 information:  
16 (1) A recent photograph of every sex offender who has registered  
17 with a sheriff after the effective date of this chapter.



- 1 (2) The home address of every sex offender.
- 2 (3) The information required to be included in the sex offender
- 3 directory (IC 5-2-12-6).
- 4 (c) Every time a sex offender submits a new registration form to the
- 5 sheriff, but at least once per year, the sheriff shall photograph the sex
- 6 offender. The sheriff shall place this photograph on the sex offender
- 7 web site.
- 8 (d) The photograph of a sex offender described in subsection (c)
- 9 must meet the following requirements:
- 10 (1) The photograph must be full face, front view, with a plain
- 11 white or off-white background.
- 12 (2) The image of the offender's face, measured from the bottom
- 13 of the chin to the top of the head, must fill at least seventy-five
- 14 percent (75%) of the photograph.
- 15 (3) The photograph must be in color.
- 16 (4) The photograph must show the offender dressed in normal
- 17 street attire, without a hat or headgear that obscures the hair or
- 18 hairline.
- 19 (5) If the offender normally and consistently wears prescription
- 20 glasses, a hearing device, wig, or a similar article, the photograph
- 21 must show the offender wearing those items. A photograph may
- 22 not include dark glasses or nonprescription glasses with tinted
- 23 lenses unless the offender can provide a medical certificate
- 24 demonstrating that tinted lenses are required for medical reasons.
- 25 (6) The photograph must have sufficient resolution to permit the
- 26 offender to be easily identified by a person accessing the sex
- 27 offender web site.
- 28 (e) The sex offender web site may be funded from:
- 29 (1) the jail commissary fund (IC 36-8-10-21);
- 30 (2) a grant from the criminal justice institute; and
- 31 (3) any other source, subject to the approval of the county fiscal
- 32 body.

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